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Arizona Corporation Commission
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APR -6 2009

Ms. Monique Byrnes
Technologies Management Inc.
2600 Maitland Center Parkway
Suite 300
Maitland, Florida 32751

DOCKETED BY

A handwritten signature in black ink, appearing to be "MMS".

RE: STAFF'S LETTER OF INSUFFICIENCY TO ACN COMMUNICATION SERVICES,
INC., DOCKET NO. T-03835A-09-0133

Dear Ms. Byrnes:

On March 18, 2009, ACN Communication Services, Inc. ("ACN") filed a tariff revision to increase its Late Payment Fee, in its Arizona Tariff No. 1. This letter is intended to notify ACN that the Application submitted is not yet sufficient and identifies information Staff needs to continue with its review of the Application. Please also understand that maximum rate increases require direct approval by the Arizona Corporation Commission ("ACC" or "Commission").

As a competitive telecommunications provider, ACN is subject to Title 14, Article 11 (Competitive Telecommunications Services) of the Arizona Administrative Code. Section 1110 of Title 14, Article 11 describes the procedure for applying to the ACC for an increase in any rate for a competitive telecommunications service.

In order to increase the tariff rate for a competitive telecommunications service, the applicant shall submit an Application to the Commission containing the following information:

1. A statement setting forth the reasons for which a rate increase is required;
2. Is there a cost based justification for the rate increase (i.e., is the rate increase necessary to account for a change in your costs)? If yes, please describe the change in your costs. Provide calculations and data to support your cost justification.
3. A schedule of current rates and proposed rates and the additional revenues to be derived from the proposed rates; (*See Attachment A for additional details.*)
4. An affidavit verifying that appropriate notice of the proposed rate increase has been provided to customers of the service; and
5. A copy of the customer notification that you sent to your customers.

Ms. Monique Byrnes

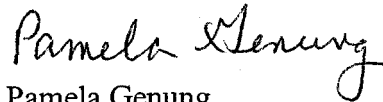
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Please provide the information being requested within **30 days** of the date of this letter. Mail the responses to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. If no response is received, Staff will recommend that the Application be terminated. If the Application is terminated, the Applicant cannot provide the same telecommunications services in Arizona for which it is currently applying, until such time as a new Application is filed with and approved by the Commission.

Remember that information submitted in this response will be made a part of the public record (including financial statements). Any information designated as confidential will not be accepted by Docket Control. Should there be any questions, please contact me at (602) 542-0664. Thank you for your prompt response to this request.

Respectfully,



Pamela Genung
Staff Analyst
Utilities Division

PJG:tdp

Attachment

CC: Docket Control (Original and Thirteen Copies)

**STAFF'S FIRST SET OF DATA REQUESTS FOR
ACN COMMUNICATION SERVICES, INC.
DOCKET NO. T-03835A-09-0133**

- A. Based on ACN's proposed late payment charge increase in its Arizona Tariff No. 1, please provide:
- the estimated annual number of all Arizona customers that could be impacted
 - the total annualized Arizona revenue corresponding to the estimated customers under the existing current/maximum rate
 - the estimated total annualized Arizona revenue corresponding to the estimated customers under the proposed current/maximum rate
- B. How much annual Arizona residence and business customer revenue does the Company estimate that it will derive from the proposed rate increase?